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FEB 221999

February 16, 1999

SEFFICE OF THE SECRETARY

Magalie Roman Salas, Esquire Secretary Federal Communications Commission Room 222 445 12th Street, S.W. Washington, DC 20554

Dear Ms. Salas,

Enclosed is an original and four copies of a Petition for Rule Making to amend the FM table of allotments for a new FM broadcast station for La Veta, Colorado.

Sincerely,

Victor A. Michael Jr.

**President** 

Mountain West Broadcasting

6807 Foxglove Drive

Cheyenne, Wyoming 82009

307-778-9318

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# ORIGINAL

FEDERAL COMMUNIC Washington	re the ATIO 1, DC		FEB 22 1000
In the matter of:	)	•	EDERAL COMMUNICATIONS COMMISSION OF THE SECRETARY
Amendment of Section 73.202 (b)	)	RM-	
Table of Allotments	)	17141-	
FM Broadcast Stations	),		
(La Veta, Colorado)	,		

## PETITION FOR RULE MAKING

In this petition, Mountain West Broadcasting is hereby requesting to allot channel 277A (103.3 Mhz) to La Veta, Colorado as its first local FM allotment.

#### INTRODUCTION

1. This statement is a petition for rule making to allot FM channel 277A (103.3 Mhz) to La Veta and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 277A to La Veta will have.

#### DISCUSSION

2. La Veta is located in western Colorado. It is also located within Huerfano County, a county of some 6,009 persons. La Veta has a population of 726 persons in accordance with the U.S. 1990 census.

3. The allotment of channel 277A to La Veta will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment to La Veta is located at Walsenburg, Colorado. Walsenburg is located 21 kilometers from La Veta.

It is obvious that from the above spacing that La Veta is presently without local FM service.

- 4. La Veta would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 21 Kilometers of La Veta. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the La Veta area of emergency conditions caused by severe weather or other health hazards.
- 5. Channel 277A can be allotted to La Veta and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	<u>Present</u>	<u>Proposed</u>
La Veta, Colorado		277A

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 277A and the pertinent adjacent channels to 277A have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study (N 37 - 30' - 54", W. 105 - 00' - 18") are that of a site located within the community of La Veta. No site restriction will be required to allot channel 277A to La Veta. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of La Veta. These sites would also provide full minimum spacing requirements to other allotments.

#### CONCLUSION

- 7. It has been shown that La Veta would benefit from the allotment of channel 277A. It has also been shown that channel 277A can be allotted to La Veta and meet all rules regarding spacing from other stations. Considering these two facts, Mountain West Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 277A for La Veta, Colorado , 73.202.
- 8. Should channel 277A be allotted to La Veta, I certify that I will file an application for a Construction Permit to operate an FM station for La Veta, Colorado.

### **CERTIFICATION**

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated:

February 10, 1999

Respectfully submitted,

Victor A. Michael Jr.

President

**Mountain West Broadcasting** 

6807 Foxglove Drive Cheyenne, WY 82009

307-778-9318

MAPFM search of channel 277A6 (103.3 MHz), at N. 37 30 54, W. 105 0 18.

Searchi	ng Channel 277A6 (103.3	MH2	z):						
CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
ALC	Trinidad	CO	223	C1	U	59.9	21.0	133.1°	38.9
KCRTFM	Trinidad	CO	223	C1	L	74.7	21.0	140.9°	53.7
ALC	Manitou Springs	CO	274	C	U	137.3	95.0	5.3°	42.3
	Manitou Springs	CO	274	C	L	137.1	95.0	5.3°	42.1
-	Albuquerque	MM	277	С	U	286.4	226.0	206.9°	60.4
	Albuquerque	NM	277	C	L	286.4	226.0	206.9°	60.4
	Alamosa	CO	278	D	L	59.3	0.0	256.2°	59.3
ALC	Questa	NM	279	C1	V	104.6	75.0	207.1°	29.6
	Pueblo West	CO	280	C2	U	125.4	55.0	19.4°	70.4
	Trinidad	CO	280	D	L	53.4	0.0	124.9°	53.4
	Canon City	CO	280	A	L	106.6	31.0	349.6°	75.6

FIGURE 1 MOUNTAIN WEST BROADCASTING LA VETA, COLORADO